DEC 18 2008

UNITED STATES COURT OF APPEALSATHY A. CATTERSON CLERK HIS COURT OF APPEALS

FOR THE NINTH CIRCUIT

TRUSTEES OF THE CONSTRUCTION INDUSTRY AND LABORERS HEALTH AND WELFARE TRUST; et al.,

Plaintiffs - Appellants,

v.

REDLAND INSURANCE COMPANY; et al.,

Defendants - Appellees,

V.

SUMMIT LANDSCAPE COMPANIES, INC., a California corporation; et al.,

Defendants-third-party-plaintiffs - Appellees,

V.

LABORERS INTERNATIONAL UNION OF NORTH AMERICA LOCAL 872; et al.,

Third-party-defendants - Appellees.

No. 04-16380

D.C. No. CV-02-00877-RLH District of Nevada, Las Vegas

ORDER

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The court will initiate a further assessment conference by telephone on January 17, 2007, at 3:00 p.m. **PACIFIC (San Francisco) Time**.

FOR THE COURT

Stephen Liacouras Circuit Mediator